

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

KEITH BRIAN ASKINS,)	
Plaintiff)	
)	
v.)	Civil Action No. 04-30178-KPN
)	
WILLIAM C. WERNICKI TRUCKING,)	
Defendant)	

SPECIAL VERDICT
March 21, 2006

1. Has Plaintiff, Keith Brian Askins, proven by a preponderance of the evidence that Defendant, William C. Wernicki Trucking, was negligent?

_____ Yes

~~_____ No~~

If you have answered "Yes" to question 1, go on to question 2. If you answered "No," you must enter a verdict in favor of Defendant by completing the signature and date lines at the end of this form, and returning to the courtroom.

2. Has Mr. Askins proven by a preponderance of the evidence that Wernicki Trucking's negligence proximately caused his injuries?

_____ Yes

_____ No

If you have answered "Yes" to question 2, go on to question 3. If you have answered "No," you must enter a verdict in favor of Defendant by completing the signature and date lines at the end of this form, and returning to the courtroom.

3. Has Wernicki Trucking proven by a preponderance of the evidence that Mr. Askins was comparatively negligent?

_____ Yes

_____ No

If you have answered "Yes" to question 3, go on to question 4. If you have answered "No," proceed to question 6.

4. Has Wernicki Trucking proven by a preponderance of the evidence that Mr. Askins' own negligence was a proximate cause of his injuries?

_____ Yes

_____ No

If you have answered "Yes" to question 4, go on to question 5. If you have answered "No," proceed to question 6.

5. Taking 100% as the total amount of fault in causing the injury at issue, what relative percentages of total fault do you attribute to Mr. Askins and Wernicki Trucking?

_____ Keith Brian Askins

_____ Wernicki Trucking

100% Total

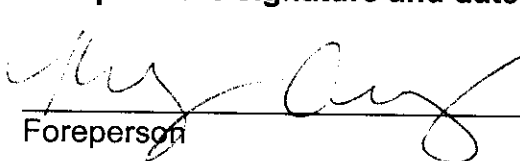
If the percentage of fault attributed to Mr. Askins is fifty percent or less, then proceed to question 6. Otherwise, you will have entered a verdict in favor of Defendant and must complete the signature and date lines at the end of this form and return to the courtroom

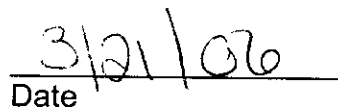
6. Disregarding any negligence or fault on the part of Mr. Askins himself, what amount of money will fairly and adequately compensate him for his injuries?

\$ _____ (in figures)

\$ _____ (in words)

Complete the signature and date lines and return to the courtroom.


Foreperson


Date